

**SUPERIOR COURT OF WASHINGTON  
COUNTY OF**

In re:

and

Petitioner,

Respondent.

**NO.**

**ORDER RE  
MODIFICATION/ADJUSTMENT  
OF CUSTODY DECREE/PARENTING  
PLAN/RESIDENTIAL SCHEDULE  
(ORMDD)**

**I. BASIS**

This order is based on:

- ☐ a finding that adequate cause had been established for hearing the petition.
- ☐ an agreement of the parties.
- ☐ an order of default entered on [Date].

**II. FINDINGS**

The court FINDS:

**2.1 JURISDICTION.**

This court has jurisdiction over this proceeding for the reasons below.

- ☐ This court has exclusive continuing jurisdiction. The court has previously made a child custody, parenting plan, residential schedule or visitation determination in this matter and retains jurisdiction under RCW 26.27.211.
- ☐ This state is the home state of the children because

- ☐ the children lived in Washington with a parent or a person acting as a parent for at least six consecutive months immediately preceding the commencement of this proceeding.
- ☐ the children are less than six months old and has lived in Washington with a parent or a person acting as parent since birth.
- ☐ any absences from Washington have been only temporary.
- ☐ Washington was the home state of the children within six months before the commencement of this proceeding and the children are absent from the state but a parent or person acting as a parent continues to live in this state.
- ☐ The children and the parents or the children and at least one parent or a person acting as a parent, have significant connection with the state other than mere physical presence; and substantial evidence is available in this state concerning the children's care, protection, training and personal relationships and:
  - ☐ The children have no home state elsewhere.
  - ☐ The children's home state has declined to exercise jurisdiction on the ground that this state is the more appropriate forum under RCW 26.27.261 or .271.
- ☐ All courts in the children's home state have declined to exercise jurisdiction on the ground that a court of this state is the more appropriate forum to determine the custody of the children under RCW 26.27.261 or .271.
- ☐ No other state has jurisdiction.
- ☐ This court has temporary emergency jurisdiction over this proceeding because the children are present in this state and the children have been abandoned or it is necessary in an emergency to protect the children because the children, or a sibling or parent of the children is subjected to or threatened with abuse. RCW 26.27.231.
- ☐ Other:

## 2.2 MODIFICATION PURSUANT TO RCW 26.09.260(1), (2).

- ☐ Does not apply.
- ☐ The custody decree/parenting plan/residential schedule should not be modified because none of the statutory reasons set forth in RCW 26.09.260(1) and (2) apply.
- ☐ The custody decree/parenting plan/residential schedule should be modified because a substantial change of circumstances has occurred in the circumstances of the child(ren) or the nonmoving party and the modification is in the best interest of the child(ren) and is necessary to serve the best interest of the child(ren). This finding is based on the factors below.

- ☐ The parents agree to the modification.
- ☐ The child(ren) (has) (have) been integrated into the moving party's family with the consent of the other parent in substantial deviation from the decree or parenting plan/residential schedule.
- ☐ The child(ren)'s environment under the custody decree/parenting plan/residential schedule is detrimental to the child(ren)'s physical, mental or emotional health and the harm likely to be caused by a change in environment is outweighed by the advantage of a change to the children.
- ☐ The other parent has been found in contempt of court at least twice within three years because the parent failed to comply with the residential time provisions in the court-ordered parenting plan, or the parent has been convicted of custodial interference in the first or second degree under RCW 9A.40.060 or 9A.40.070.

The following facts, supporting the requested modification, have arisen since the decree or plan/schedule or were unknown to the court at the time of the decree or plan/schedule:

### 2.3 ADJUSTMENTS TO RESIDENTIAL PROVISIONS PURSUANT TO RCW 26.09.260(5), (8).

- ☐ Does not apply.
- ☐ The parenting plan should not be adjusted because none of the statutory reasons set forth in RCW 26.09.260(5), (8) apply.
- ☐ The parenting plan should be adjusted because the proposed modification to the parenting plan is in the best interest of the child and is a minor modification in the residential schedule that does not change the residence the child is scheduled to reside in the majority of the time and:
  - ☐ is not more than 24 full days in a calendar year.
  - ☐ is based on a change of residence or an involuntary change in work schedule by a parent which makes the residential schedule in the parenting plan impractical to follow.
  - ☐ the increase is more than 24 full days but less than 90 overnights per year total, and the court finds that the decree, parenting plan or residential schedule does not provide reasonable time with the nonprimary residential parent.

- ☐ The decree, parenting plan or residential schedule should be adjusted because the nonresidential parent has voluntarily failed to exercise residential time for one year or more and the adjustment is in the best interest of the children.

2.4 ADJUSTMENTS TO NONRESIDENTIAL PROVISIONS PURSUANT TO RCW 26.09.260(10).

- ☐ Does not apply.
- ☐ The following nonresidential aspects of the parenting plan/residential schedule should be adjusted because there is a substantial change of circumstances of either parent or of the child and the adjustment is in the best interest of the child:
- ☐ Dispute resolution.
  - ☐ Decision making.
  - ☐ Transportation arrangements.
  - ☐ Other:

2.5 SUBSTANTIAL CHANGE IN CIRCUMSTANCE.

The following substantial change has occurred in the circumstances of either parent or of the child:

### III. ORDER

IT IS ORDERED that:

- ☐ The petition to modify/adjust the custody decree or parenting plan/residential schedule is denied.
- ☐ The petition to modify/adjust the custody decree or parenting plan/residential schedule is granted. The custody decree or parenting plan/residential schedule signed by the court and filed on [Date] is approved and incorporated as part of this order. This decree or parenting plan/residential schedule supersedes all previous decrees or parenting plans/residential schedules.
- ☐ Child support shall be modified in accordance with the custody decree or parenting plan/residential schedule approved by the court. The order of child support signed by the court and entered on [Date] is approved and incorporated as part of this order. This order of child support supersedes all previous child support orders.
- ☐ Other:

Dated: \_\_\_\_\_

\_\_\_\_\_  
JUDGE/COMMISSIONER

Presented by: \_\_\_\_\_

Approved by: \_\_\_\_\_

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Print or Type Name

\_\_\_\_\_  
Print or Type Name